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FACSIMILE CERTIFICATION

I hereby certify that this paper and every therein is being faxed to 571-273-0140 on the date indicated above and is addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, V.A. 22313-1450. :

Jennifer Archer December 28, 2005
Jennifer Archer Date

PLEASE CHARGE ANY
DEFICIENCIES UP TO \$600 OR
CREDIT ANY EXCESS IN THE FEES
DUE WITH THIS DOCUMENT TO OUR
DEPOSIT ACCOUNT No. 14-1263

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney's Docket No. 102134-20

Applicant : Andreas PEIN
Application No. : 10/523,294 ✓
Filed : February 3, 2005
For : Surgical Device for Removing Tissue Cells from a Biological Structure
Group Art Unit : TBD
Examiner : TBD

Mail Stop MISSING PARTS
Assistant Commissioner of Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Sir:

In response to the Notification of Missing Requirements under 35 U.S.C. 371 mailed

August 15, 2005, submitted herewith is:

- a) copy of Notification of Missing Requirements;
- b) executed declaration required under 37 CFR 1.63;
- c) Petition for three month Extension of Time; and

12/30/2005 MKAYPAGH 00000027 141263 10523294

01 FC:1617 130.00 DA

12/30/2005 MKAYPAGH 00000027 141263 10523294

02 FC:1253 1020.00 DA

d) Fee Transmittal Form authorizing payment of the fees to deposit account no. 14-1263.

Respectfully Submitted,



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CH/ja

Response to File Missing Parts of August 15, 2005
Attorney Docket No. 102134-20
U.S. Serial No. 10/523,294

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/523,294	Andreas Pein	102134-20 CH
INTERNATIONAL APPLICATION NO.		
PCT/DE03/02321		
LA. FILING DATE	PRIORITY DATE	
07/10/2003	07/12/2002	

27388
NORRIS, MCLAUGHLIN & MARCUS
875 THIRD AVE
18TH FLOOR
NEW YORK, NY 10022

CONFIRMATION NO. 1406
371 FORMALITIES LETTER
OC000000016770912
OC000000016770912

Date Mailed: 08/15/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/03/2005
- Copy of the International Search Report filed on 02/03/2005
- Preliminary Amendments filed on 02/03/2005
- Information Disclosure Statements filed on 04/04/2005
- Request for Immediate Examination filed on 02/03/2005
- U.S. Basic National Fees filed on 02/03/2005
- Specification filed on 02/03/2005
- Claims filed on 02/03/2005
- Abstracts filed on 02/03/2005
- Drawings filed on 02/03/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

BEST AVAILABLE COPY

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

KAYA L. LEWIS BALTIMORE

Telephone: (703) 308-9140 EXT 202

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/523,294	PCT/DE03/02321	102134-20

FORM PCT/DO/EO/905 (371 Formalities Notice)